

REMARKS

Claims 1-2 and 4-28 are pending in this application. No claim amendments are made in this response.

Rejection for Non-Statutory Obviousness Type Double Patenting

The March 31, 2009 Communication stated that “[t]he applicant has not responded to the non-statutory obvious type double patenting rejection over copending application 11/726130 that was presented in the Non-final Office Action.” Applicants agree that the January 13, 2009 Response inadvertently neglected to respond to this rejection. The Applicants thank the Examiner for an opportunity to correct this oversight.

Claims 1-15, 17, 23 and 24 were provisionally rejected in the October 15, 2008 Non-Final Office Action for non-statutory obviousness-type double patenting over Claims 1, 9, and 11-15 of co-pending U.S. Patent Application Serial No. 11/726,130 (“the ‘130 Application”). In view of the claim amendments made in the January 13, 2009 Response, Applicants respectfully submit that pending Claims 1-2, 4-15 and 17 of the present application are patentably distinct over the claims of the ‘130 Application, which relate to monomers that are unsaturated at the alpha carbon (*i.e.*, alkacryloxy siloxanes). Accordingly, Applicants respectfully request that the non-statutory obviousness type double patenting rejection in view of the ‘130 Application be withdrawn.

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CONCLUSION

Applicants respectfully submit that the application is now in proper form for examination and favorable consideration. The Examiner is invited to contact the undersigned attorney for Applicant to discuss any outstanding issues.

Respectfully submitted,



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